

REMARKS

This responds to the Office Action mailed on October 21, 2005, and the references cited therewith.

Claims 32-34, 38, and 40 are amended, claims 29-31, 37 and 39 are canceled, and no claims are added; as a result, claims 32-36, 38, and 40 are now pending in this application.

§103 Rejection of the Claims

Claims 29-31, 37 and 39 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Padgett et al. (6,167,518) in view of Ross (U.S. 6,195,447).

Applicant has canceled claims 29-31, 37, and 39.

Allowable Subject Matter

Claims 32-36, 38, and 40 were objected to as being dependent upon a rejected base claim, but were indicated to be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Applicant has rewritten claims 32-34, 38, and 40 to include all of the features of their base claims and intervening claims. Applicant notes that claim 34 was amended to establish antecedent basis for "mini-server." Additionally, Applicant amended claim 34 to recite "third mini-server message" instead of "second mini-server message" in order to establish proper antecedent basis.

Claims 35 and 36 depend, directly or indirectly, on claim 34. Because claims 35 and 36 depend on claim 34, Applicant submits that claims 35 and 36 are allowable.

Supplemental Information Disclosure Statements

On April 18, 2005, and July 19, 2005, in compliance with the duty imposed by 37 C.F.R. §1.56, and in accordance with 37 C.F.R. §§1.97 et. seq., Applicant submitted Supplemental Information Disclosure Statements in connection with the above-identified patent application. Applicant did not receive copies of the initialed 1449 forms with the subsequent official communications.

Applicant requests that the 1449 forms be considered by the Examiner and made of record. Pursuant to the provisions of MPEP 609, Applicant requests that copies of the 1449 forms, initialed as being considered by the Examiner, be returned to the Applicant with the next Official communication.

Reservation of Rights

Applicant does not admit that documents cited under 35 U.S.C. §§ 102(a), 102(e), 103/102(a), or 103/102(e) are prior art, and reserves the right to swear behind them at a later date. Arguments presented to distinguish such documents should not be construed as admissions that the documents are prior art. Applicant also reserves the right to pursue canceled and originally filed claims in a continuation application. Furthermore, Applicant does not acquiesce to any of the Examiner's assertions about the claims or the cited documents and reserves the right to argue these assertions in the future.

CONCLUSION

Applicant respectfully submits that the claims are in condition for allowance, and notification to that effect is earnestly requested. The Examiner is invited to telephone Applicant's attorney at 281-213-8980 to facilitate prosecution of this application.

If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

Respectfully submitted,

SANCHO ENRIQUE DAVID

By his Representatives,

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
P.O. Box 2938
Minneapolis, MN 55402
281-213-8980

Date

1/10/06

By

Andrew DeLizio
Andrew DeLizio
Reg. No. 52,806

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Mail Stop Amendment, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 10 day of January, 2006.

Name

Dawn R. Shaw

Signature

Dawn R Shaw